

<b>DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION</b>		Attorney Docket Number	1113-014/MMM
		First Named Inventor	Shima
		COMPLETE IF KNOWN	
		Application Number	
		Filing Date	
		Group Art Unit	
		Examiner's Name	

Declaration Submitted with Initial Filing  
 Declaration Submitted after Initial Filing

**As a below named inventor, I hereby declare that:**

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**Optical Monitoring Apparatus With Image-Based Distance Accommodation**

the specification of which

is attached hereto; OR

was filed on [Insert date] as U.S. Application Number [insert app no.], and was amended on [if applicable].

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code § 119 (a) – (d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Numbers	Country	Foreign Filing Date	Priority Not Claimed	Certified Copy Attached?
2000-158683	Japan	5/29/2000	<input checked="" type="checkbox"/>	<input type="checkbox"/> <input checked="" type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet attached hereto.

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

Application Number(s)	Filing Date	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet attached hereto.

I hereby claim the benefit under Title 35, United States Code § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application Number	PCT Parent Number	Parent Filing Date	Parent Patent Number (if applicable)

Additional U.S. or PCT international application numbers are listed on a supplemental priority sheet attached hereto.

## DECLARATION – Utility or Design Patent Application

As a named inventor, I hereby appoint the following registered practitioners to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:



21034

Direct all correspondence to: PTO Customer Number 21034.

Ipsolon LLP  
805 SW Broadway #2740  
Portland, Oregon 97205

Direct all telephone calls to: Mark M. Meininger at telephone number (503) 249-7066.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

### First or Sole Inventor

A petition has been filed for this unsigned inventor.

Inventor's Name	Toru Shima	
Inventor's Signature	<i>Toru Shima</i>	Date: 2001. 5. 24.
Residence	Tokyo, Japan	
Citizenship	Japan	
Post Office Address	3-2-3 Marunouchi, Chiyoda-ku Tokyo, Japan	

### Second Joint Inventor (if any)

A petition has been filed for this unsigned inventor.

Inventor's Name		
Inventor's Signature		
Residence		
Citizenship		
Post Office Address		

### Third Joint Inventor (if any)

A petition has been filed for this unsigned inventor.

Inventor's Name		
Inventor's Signature		
Residence		
Citizenship		
Post Office Address		